

JS-6

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

Anthony D. Lopez, ) Case No. **CV 08-3666-JFW (JCx)**  
Plaintiff, ) **JUDGMENT**  
v. )  
Officer Gabriel Carrillo, )  
Defendant. )

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WHEREAS, the action came on for trial on September 15, 16, and 17, 2009 before the Court and a jury, the Honorable John F. Walter, District Judge, presiding;

WHEREAS, the jury returned a verdict on September 18, 2009 in favor of Defendant Officer Gabriel Carrillo on the unreasonable detention and excessive force claims pursuant to 42 U.S.C. § 1983, which were the only federal claims preserved for trial against Defendant Officer Gabriel Carrillo;

WHEREAS, on September 18, 2009, the Court granted Plaintiff Anthony Lopez's motion to dismiss the *Monell* claim as alleged in the Third Cause of Action;

1 WHEREAS, after considering the values of economy,  
2 convenience, fairness, and comity, the Court, pursuant to 28  
3 U.S.C. § 1367(c)(3), declines to exercise supplemental  
4 jurisdiction over the remaining state law claims for relief  
5 for intentional infliction of emotional distress, assault,  
6 and battery, as alleged in the Fourth and Fifth Causes of  
7 Action, and dismisses those claims without prejudice;

8 IT IS NOW, THEREFORE, HEREBY ORDERED, ADJUDGED AND  
9 DECREED that judgment is entered in this action as follows:

10 1. Defendant Officer Gabriel Carrillo shall have  
11 judgment against Plaintiff Anthony Lopez on the unreasonable  
12 detention and excessive force claims alleged against him  
13 under 42 U.S.C. § 1983,

14 2. Plaintiff Anthony Lopez shall recover nothing from  
15 Defendant Officer Gabriel Carrillo; and

16 3. Defendant Officer Gabriel Carrillo shall recover  
17 from Plaintiff Anthony Lopez his costs of suit in the sum of  
18 \$\_\_\_\_\_.  
19

20 The Clerk is ordered to enter this Judgment.  
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23 Dated: September 21, 2009

  
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JOHN F. WALTER  
UNITED STATES DISTRICT JUDGE